

**ROSEBUD SIOUX TRIBAL COUNCIL  
MEETING MINUTES  
DECEMBER 11, 2003**

Chairman Charles Colombe called the meeting to order at 10:25 a.m. Roll call was taken with seventeen (17) council representatives answering thereby constituting a quorum. They were as follows:

Darrell Herman	Steve DeNoyer, Jr.	Heather Burnette
Wayne Boyd	Jo A. Colombe	Rick Young
Willard Henry	Patsy Valandra	Darlene Metcalf
Marion Young One Star	Robert Shot	Rodney Bordeaux
Lenard Wright	Kenneth LaDeaux	Russell Eagle Bear
Glenn Quick Bear	Clifford Chasing Hawk	

Council Representatives who were absent:

Eddie Farmer	Darrell Marcus	Robert Becker
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Other Officers present: Vice Chairman Norman Wilson, Secretary Gerri Night Pipe (p.m.), Treasurer Jim Wike and Sergeant at Arms Glen Yellow Eagle

**INVOCATION** – Russell Eagle Bear gave the invocation.

**EXCUSES PRESENT/PRIOR MEETINGS** – Motion by Jo A. Colombe to excuse Steve DeNoyer from yesterday's (12/10/03) meeting due to personal business and also Cliff Chasing Hawk from last Tuesday (12/02/03) due to the flu. Seconded by Lenard Wright. Questioned by Robert Shot. Vote: 16 for, 0 opposed and 1 not voting. **MOTION CARRIED**

**BUDGET & FINANCE - CASINO BUDGET – RESOLUTION 2003-270** – brief discussion on the need to amend resolution 2003-270 to add additional funds to the economic development fund for the cost of the planning stages of the new tribal building.

Motion by Ken LaDeaux to reconsider the budget resolution #2003-270. seconded by Jo A. Colombe. Questioned by Rick Young. Vote: 16 for, 0 opposed and 1 not voting. **MOTION CARRIED**

Motion by Ken LaDeaux that \$50,000.00 to be added to the existing line item Economic Development in the budget resolution #2003-270. Seconded by Rodney Bordeaux. Questioned by Steve DeNoyer. Vote: 15 for, 1 opposed and 1 not voting. **MOTION CARRIED**

- Discussion on the financial situation for Christmas Bonuses and hams - Motion by Wayne Boyd to direct acting Casino Manager to only retain 5% of the net earning from month of October Capital Improvement and sent it back to Rosebud Sioux Tribe for bonuses and hams. Seconded by Steve DeNoyer. Questioned by Heather

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Burnette. Roll Call vote requested by Rick Young. 17 Voting yes: Darrell Herman, Steve Denoyer, Heather Burnette, Wayne Boyd, Jo A. Colombe, Rick Young, Willard Henry, Patsy Valandra, Darlene Metcalf, Marion Young One Star, Robert Shot, Rodney Bordeaux, Lenard Wright, Kenneth LaDeaux, Russell Eagle Bear, Glenn Quick Bear, Clifford Chasing Hawk. 3 Absent: Eddie Farmer, Darrell Marcus, Robert Becker.  
**MOTION CARRIED**

- Mr. Colombe informed the Council that he has hired Terry and Manfred Fast Horse to do the inspection on the casino's kitchen.

**TRIBAL RANCH** – Motion by Steve DeNoyer to reaffirm the previous motion that the Tribal Chairman has oversight of the Tribal Ranch's day to day operation and that it be put on the 16<sup>th</sup> agenda. Seconded by Rick Young. Questioned by Heather Burnette Vote: 17 for, 0 opposed and 0 – not voting. **MOTION CARRIED**

**MOTOR FUEL TAX** – Motion by Heather Burnette to table the Motor Fuel Tax issue until after lunch. Seconded by Jo A. Colombe Questioned by Steve DeNoyer. Vote: 16 for, 0 – opposed and 1 not voting. **MOTION CARRIED**

**LUNCH BREAK AT 12:00 P.M./BACK INTO SESSION AT 1:15 P.M.**

**TAX COMMISSION** – Attorney Steve Emery addressed the Motor Fuel Tax Ordinance 2003-06. This tax will be imposed and collected by the Tribe. All persons selling motor fuel on the reservation shall obtain a motor fuel tax license. Motor fuel retail licensee may add the tax imposed to the price of their product. No state motor fuel excise tax shall be collected on motor fuel sold to or used within the territory of the Rosebud Indian Reservation upon Indians under the jurisdiction of the Rosebud Sioux Tribe. Discussion.

Motion by Ken LaDeaux for the adoption of Resolution 2003-272 which authorizes the approval of Ordinance 2003-06, Motor Fuel Tax as amended for its first reading. Seconded by Rick Young. Questioned by Jo Colombe. Vote: 15 for, 01 opposed, 0 not voting. **MOTION CARRIED**

**BUDGET & FINANCE COMMITTEE** - Motion by Wayne Boyd to reconsider Resolution 2003-200. Seconded by Jo Colombe. Questioned by Darlene Metcalf. Vote: 16 for, 0 opposed, 0 not voting. **MOTION CARRIED**

Motion by Wayne Boyd to amend Resolution 2003-300 by adding another line item. PAID Program at \$50,000.00 to total \$257,676.00 and to add another Be It Further Resolved that the PAID Program will reimburse these funds to the Loan Proceeds Account in four equal installments beginning January 2004 to April 2004. Seconded by

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Ken LaDeaux. Questioned by Jo Colombe. Vote: 16 for, 0 opposed, 0 not voting.  
MOTION CARRIED

**BIA** -- BIA Superintendent Joann Young addressed the council on the following:

- Next week in Minneapolis the BIA will be presenting the new 2B process and trust management. They will be holding another training in Rapid City on January 13-15, 2004. She encourages all the council to attend.
- \$21 million in ILCA funds are available for the Tribes in BY '04.
- There will be a meeting at the Prairie Knights Casino on January 13, 2004 on paleontology and fossils; and what the BIA is responsible for on land issues.
- BIA will be hiring an engineer for the Rosebud Sioux Tribe and Oglala Sioux Tribe. He will be taking care of the Safety of Dams and the Pork Production Facility. They will also be hiring a forester as they want to promote timber sales. They are talking about taking the Forestry money out of the TPA.
- The Tribal Ranch may not have enough cattle for their land leases. They will meet on this next week.
- She was one of the six people selected to go to Orlando, FL next week to work on developing a probate system for the Indian Affairs.
- Money for the low hazard money for Beads Dam.
- Discussion followed.

**ECONOMIC DEVELOPMENT COMMITTEE** -- Motion by Rodney Bordeaux to present Resolution 2003-301 as emergency legislation. Seconded by Rick Young. Questioned by Cliff Chasing Hawk. Vote: 12 for, 01 opposed, 03 not voting. MOTION CARRIED

Motion by Heather Burnette to approve Resolution 2003-301 to amend the Economic Development Committee Ordinance to reduce the committee membership and quorum. Seconded by Rodney Bordeaux. Questioned by Rodney Bordeaux. Vote: 13 for, 01 opposed, 02 not voting. MOTION CARRIED

Motion by Heather Burnette to hire Ken Haukaas as the Wind Development Project Administrator. Seconded by Darlene Metcalf.

Motion by Jo Colombe to table until we see the names of all the applicants and qualifications. Seconded by Ken LaDeaux. Vote: 03 for, 07 opposed, 06 not voting. MOTION DEFEATED

Rodney Bordeaux called for the question (motion to hire K. Haukaas). Vote: 08 for, 04 opposed, 04 not voting. MOTION CARRIED

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Motion by Heather Burnette Burnette to present Resolution 2003-302, 2003-303, 2003-304 and 2003-305 as emergency legislation. Seconded by Darlene Metcalf. Vote: 15 for, 01 opposed, 0 not voting. MOTION CARRIED

Motion by Heather Burnette to approve Resolution 2003-302 to request financial assistance from the US Department of Agriculture for the full funding for the new Tribal-BIA Office complex. Seconded by Patsy Valandra. Vote: 14 for, 0 opposed, 02 not voting. MOTION CARRIED

Before the vote was taken on the motion, George Wilson and Associates (Dr. Jin Wilson and Kai Knag) gave a power point presentation on the new office complex. USDA representatives were also present to answer questions on the process for a guaranteed loan.

Motion by Heather Burnette to approve Resolution 2003-3003 to select three possible sites for the new Tribal BIA Office complex and to request financial and technical assistance from the BIA. Seconded by Rodney Bordeaux. Questioned by Jo Colombe. Vote: 12 for, 03 opposed, 01 not voting. MOTION CARRIED


Motion by Heather Burnette to approve Resolution 2003-304 to submit a grant application to Housing and Urban Development Indian Community Development Block Grant. Seconded by Rodney Bordeaux. Questioned by Russell Eagle Bear. Vote: 15 for, 0 opposed, 01 not voting. MOTION CARRIED

Motion by Heather Burnette to approve Resolution 2003-305 to submit a grant application to the Department of Health and Human Services Administration for Native Americans Social and Economic Development Strategies Grant. Seconded by Rodney Bordeaux. Questioned by Russell Eagle Bear. Vote: 15 for, 0 opposed, 01 not voting. MOTION CARRIED

Motion by Willard Henry to approve Resolution 2003-279 to award the contract for the construction of the Alcohol Treatment Facility to First Dakota Enterprises, Inc. Seconded by Heather Burnette. Questioned by Jo Colombe. Vote: 14 for, 0 opposed, 0 not voting. MOTION CARRIED

**RECESS** – Chairman Colombe called for a recess of the meeting at 4:58 p.m.

ATTEST:

  
Gerri Night Pipe, RST Secretary